

Appl. No. 10/629960
Reply to Action of 11/9/2005
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REMARKS

Claim 1 remains pending. Reconsideration and reexamination of the application, as amended, are requested.

The Examiner rejected claim 1 under 35 USC 102(b) as being anticipated by Sioufi (US 5,409,489). The rejection is traversed. Sioufi does not disclose "a surgical step to osteotomize trochanteric area, adjacent to subtrochanteric area but not the subtrochanteric area, without detaching the greater trochanter". Hence, Sioufi does not anticipate the method of claim 1.

Applicant directs the Examiner's attention to the discussion in Applicant's last Response. It continues to be appropriate. Additionally, it is noted that claim 1 has been amended to make it clearer that the surgical method of claim 1 involves transtrochanter osteotomy and not subtrochanteric osteotomy. Sioufi discloses a subtrochanteric osteotomy. Sioufi does not disclose, nor point to, transtrochanter osteotomy. Sioufi does not disclose at least step (1) of claim 1. Hence, Sioufi does not anticipate claim 1.

In view of the above, it is submitted that the application is in condition for allowance. Reconsideration and reexamination are requested. Allowance of claim 1 at an early date is solicited. Any questions regarding this communication can be directed to the undersigned attorney, Curtis B. Hamre, Reg. No. 29,165 at (612) 455-3802.



Dated: April 24, 2006

Respectfully submitted,

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By:

A handwritten signature in cursive script, appearing to read "Curtis B. Hamre".

Curtis B. Hamre
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CBH/lad